

**MINUTES OF THE COURT OF APPEAL  
STATE OF CALIFORNIA  
SECOND APPELLATE DISTRICT**

**April 15, 2002**

## DIVISION TWO

B144777      Hart                                  (Not for Publication)  
v.  
Gilbert, et al.

The portion of the judgment (order) disqualifying the law firm from representing the partnership is affirmed. The portion of the order disqualifying the law firm from representing the general partners is reversed. The parties to bear their own costs on appeal.

Boren, P.J.

We concur: Nott, J.  
Ashmann-Gerst, J.

## DIVISION THREE

B155355      Los Angeles County, D.C.F.S.      (Not for Publication)  
v.  
Chelsea L.

The appeal is dismissed.

Aldrich, J.

We concur: Klein, P.J.  
Croskey, J.

DIVISION FOUR

Court convened at 9:00 A.M.

Present: Vogel (C.S.), P.J., Epstein, J., Hastings, J., Curry, J. and S. Veverka, Deputy Clerk.

Each of the following:

B138209 People v. McColm  
B154055 D.C.F.S. v. Michael H.  
B148513 People v. Padilla  
B150780 People v. Ruiz  
B140132 Hopkins v. Carroll  
B137441 People v. Johnson

Argument waived, cause submitted.

B151329     Risam  
                 v.  
                 County of Los Angeles

Merits:

Argued by Nikki Fong for appellant and by Dana G. Adelstein for respondent. Cause submitted.

B133572     Rivas et al.  
                 v.  
                 Safety-Kleen Corp., et al.

Merits:

Argued by Raphael Metzger for appellants and by Frederick J. Ufkes for respondents. Cause submitted.

DIVISION FOUR (Continued)

B147298     Huskinson & Brown  
               v.  
               Wolf et al.

Merits:

Argued by Mark J. Appell for appellant and by Clark McCutchen for respondents. Cause submitted.

B114327     Mayer et al.  
               v.  
               C.W. Driver et al.

Merits:

Argued by Sharon J. Arkin for appellants, by Jeffrey D. Pearlman for respondents C.W. Driver et al., and by Stacey F. Blank for respondent Acacia Construction. Cause submitted.

Court in recess.

Court reconvened at 1:30 P.M.

Present: Epstein, Acting P.J., Hastings, J., Curry, J. and S. Veverka, Deputy Clerk.

Each of the following:

B152626 D.C.F.S. v. Theodora T.  
B147737 People v. Cotton  
B148718 People v. Jones  
B149977 People v. Frierson

Argument waived, cause submitted.

DIVISION FOUR (Continued)

B148318     People  
              v.  
              Sandoval

Merits:  
Argued by Edward J. Haggerty for appellant and by Rama A. Maline for  
respondent. Cause submitted.

Court adjourned.

DIVISION FIVE

B146897     Garden Gate, Inc., et al.     (Not for Publication)  
              v.  
              Gerald Siegel et al.

The judgment is affirmed and reversed. Parties to bear own costs on  
appeal.

Armstrong, J.

I concur:     Grignon, J.  
I dissent:     Turner, P.J. (Opinion)

B153032     People                             (Not for Publication)  
              v.  
              Timothy M. Padilla

The judgment is affirmed.

Grignon, Acting P.J.

We concur:     Armstrong, J.  
                      Mosk, J.

## DIVISION FIVE (Continued)

B149632      People                                  (Not for Publication)  
v.  
Eric Celestine

The judgment is modified to impose: a laboratory fee of \$50 pursuant to Health and Safety Code section 11372.5; a penalty assessment of \$50 pursuant to Penal Code section 1464; and a penalty assessment of \$35 as required by Government Code section 76000. The clerk of the superior court is directed to prepare and deliver to the Department of Corrections an amended abstract of judgment which accurately sets forth the laboratory analysis fee and penalty assessments imposed as set forth above. In all other respects, the judgment is affirmed.

Turner, P.J.

We concur: Grignon, J.  
Armstrong, J.

B145770 Timothy Shmaker, et al.  
v.  
Los Angeles County Metropolitan Transportation Authority et al.

Filed order denying petition for rehearing.

## DIVISION SIX

B146760      Freedman                      (Not for Publication)  
v.  
Blumberg

The judgment is affirmed. Costs are awarded to respondent Marvin Freedman.

Coffee, J.

We concur:    Gilbert, P.J.  
                              Yegan, J.

## DIVISION SIX (Continued)

[illegible]

The judgment is affirmed in part and reversed in part. The trial court is directed to stay the imposition of the consecutive sentence of one year imposed for the attempted sexual battery.

Perren, J.

We concur: Gilbert, P.J.  
Coffee, J.

DIVISION SEVEN

B144265      People  
v.  
Reynoso

Filed order denying petition for rehearing.

B150036      101 Ocean Condominium Homeowners Assn.  
v.  
101 Partners

Leave to file appellant's late petition for rehearing denied by operation of law (Rule 27(e), California Rules of Court).

DIVISION EIGHT

B146558 People (Not for Publication)  
v.  
Krueger

The judgment is affirmed.

Boland, J.

We concur: Cooper, P.J.  
Rubin, J.

B150582      Sanes, Jr.      (Not for Publication)  
v.  
Comarco, Inc., et al.

The judgment is affirmed. Comarco is entitled to recover its costs on appeal.

Boland, J.

We concur: Cooper, P.J.  
Rubin, J.

[illegible]

The judgment is affirmed. Felman is to recover his costs on appeal.

Boland, J.

We concur: Cooper, P.J.  
Rubin, J.

DIVISION EIGHT (Continued)

B148913      Los Angeles County, D.C.F.S.      (Not for Publication)  
v.  
Lisa C.

The findings made at the September 25, 2000 six-month review hearing (§ 366.21, subd. (e)), are affirmed. However, the findings made at the section 366.26 hearing on January 22, 2001 are reversed, and the matter is remanded to the trial court with directions to conduct a new selection and implementation hearing based on proper notice with proper representation.

Boland, J.

We concur:    Cooper, P.J.  
                  Rubin, J.

B151889      Los Angeles County, D.C.F.S.      (Not for Publication)  
v.  
Tonia K.

The order from which the appeal is taken is affirmed.

Boland, J.

We concur:    Cooper, P.J.  
                  Rubin, J.

B150667      People                                      (Not for Publication)  
v.  
Starr

The judgment is affirmed.

Boland, J.

We concur:    Cooper, P.J.  
                  Rubin, J.